

ORDINANCE NO. 2838-07

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SUNNYVALE AMENDING THE PRECISE ZONING PLAN, ZONING DISTRICTS MAP, TO REZONE CERTAIN PROPERTY LOCATED BETWEEN FREMONT AVENUE AND TICONDEROGA DRIVE AND BETWEEN POME AVENUE AND MARY AVENUE FROM R-1 (LOW DENSITY RESIDENTIAL) ZONING DISTRICT TO R-1/S (LOW DENSITY RESIDENTIAL/SINGLE-STORY) COMBINING DISTRICT; AND FROM R-2/PD (LOW MEDIUM DENSITY RESIDENTIAL/PLANNED DEVELOPMENT) ZONING DISTRICT TO R-2/PD/S (LOW MEDIUM DENSITY RESIDENTIAL/PLANNED DEVELOPMENT/SINGLE-STORY) COMBINING DISTRICT; AND R-2 (LOW MEDIUM DENSITY RESIDENTIAL) TO R-2/S (LOW MEDIUM DENSITY RESIDENTIAL/SINGLE-STORY) COMBINING DISTRICT

THE CITY COUNCIL OF THE CITY OF SUNNYVALE DOES ORDAIN AS FOLLOWS:

SECTION 1. AMENDMENT OF PRECISE ZONING PLAN. The Precise Zoning Plan, Zoning Districts Map, City of Sunnyvale (Section 19.16.050 of the Sunnyvale Municipal Code) hereby is amended in order to include certain properties located between Fremont Avenue and Ticonderoga Drive and between Pome Avenue and Mary Avenue within the R-1/S (Low Density Residential/Single-Story), R-2/PD/S (Low Medium Density Residential/Planned Development/Single-Story) and R-2/S (Low Medium Density Residential/Single-Story) Combining Districts, which properties are presently zoned R-1 (Low Density Residential), R-2/PD (Low Medium Density Residential/Planned Development) and R-2 (Low Medium Density Residential) Zoning Districts, 100 feet North boundary and 45 feet from Western boundary R-2/S (Low Medium Density Residential/Single-Story) Combining District. The location of the properties is set forth on the scale drawing attached as Exhibit "A."

SECTION 2. CEQA– EXEMPTION. The City Council finds, pursuant to Title 14 of the California Code of Regulations, Section 15061(b)(3), that this ordinance is exempt from the requirements of the California Environmental Quality Act (CEQA) in that it is not a Project which has the potential for causing a significant effect on the environment. The Council therefore directs that the Planning Division may file a Notice of Exemption with the Santa Clara County Clerk in accordance with the Sunnyvale Guidelines for the implementation of CEQA adopted by Resolution No. 118-04.

SECTION 3. EFFECTIVE DATE. This ordinance shall be in full force and effect thirty (30) days from and after the date of its adoption.

SECTION 4. PUBLICATION. The City Clerk is directed to cause copies of this ordinance to be posted in three (3) prominent places in the City of Sunnyvale and to cause publication once in The Sun, the official newspaper for publication of legal notices of the City of Sunnyvale, of a notice setting forth the date of adoption, the title of this ordinance, and a list of places where copies of this ordinance are posted, within fifteen (15) days after adoption of this ordinance.

Introduced at a regular meeting of the City Council held on May 15, 2007, and adopted as an ordinance of the City of Sunnyvale at a regular meeting of the City Council held on _____, 2007, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

ATTEST:

APPROVED:

City Clerk

SEAL

Mayor

APPROVED AS TO FORM AND LEGALITY:

David E. Kahn, City Attorney

**Fremont Avenue and Ticonderoga Drive
and between Pome Avenue
and Mary Avenue**

Rezone from R-1 to R-1/S and R-2/PD to R-2/PD/S

0 287.5 575 1,150 Feet